

Message Text

UNCLASSIFIED

PAGE 01 USUN N 05011 150009Z

64

ACTION L-03

INFO OCT-01 IO-10 ISO-00 AF-06 ARA-10 EA-09 EUR-12 NEA-10

CIAE-00 DODE-00 PM-04 H-02 INR-07 NSAE-00 NSC-05

PA-02 PRS-01 SP-02 SS-15 USIA-15 /114 W

----- 104100

R 142249Z OCT 75

FM USMISSION USUN NY

TO SECSTATE WASHDC 2893

UNCLAS USUN 5011

E.O. 11652: N/A

TAGS: UN PFOR ILC

SUBJ: UNGA LEGAL COMMITTEE: SUCCESSION OF STATES IN RESPECT
OF TREATIES

SUMMARY: LEGAL COMMITTEE CONTINUED DEBATE ON SUCCESSION OF STATES ITEM, AND ON REPORT OF ILC. CANADA, FINLAND, NETHERLANDS, NEW ZEALAND, ZAIRE, BULGARIA, INDIA, BYELORUSSIA, UK, BELGIUM, LIBERIA, FRANCE, PERU, EGYPT, GREECE, MADAGASCAR, CZECHOSLOVAKIA, TURKEY, INDONESIA, CAMEROON, CONGO AND CHILE SPOKE. MOST DELS SPOKE ONLY ON SUCCESSION OF STATES END SUMMARY.

1. CANADIAN AND FINN DELS WERE SOLE INTERVENERS TO COMMENT ON ILC REPORT. CANADIAN DEL LOOKED FORWARD TO EMERGING CONSENSUS IN UN ON ECONOMIC ISSUES, WHICH HE BELIEVED WOULD CREATE WHOLE NEW AREAS OF WORK FOR ILC. FINN MERELY PRAISED ILC FOR ITS WORK PRODUCT AND NOTED IMPORTANCE OF NON-NAVIGABLE USES OF INTERNATIONAL WATER COURSES AND CONTRIBUTION ILC COULD MAKE.

2. ON SUCCESSION OF STATES IN RESPECT OF TREATIES, DELS SPOKE ON FOLLOWING ISSUES:

3. PROVISIONS ON MULTILATERAL TREATIES OF A UNIVERSAL CHARACTER AND PEACEFUL SETTLEMENT OF DISPUTES:

(A) BULGARIA, UK, BELGIUM, GREECE, CZECHOSLOVAKIA AND TURKEY
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 USUN N 05011 150009Z

BELIEVED SUBJECT SHOULD BE REFERRED BACK TO ILC FOR FURTHER STUDY;

(B) NEW ZEALAND, CANADA, INDIA, PERU, EGYPT, INDONESIA, CAMEROON AND CHILE BELIEVED SUBJECT DID NOT MERIT FURTHER CONSIDERATION BY THE ILC.

4. FORUM FOR FINAL ELABORATION OF DRAFT ARTICLES:

(A) CANADA, BULGARIA, INDIA, FRANCE, GREECE, TURKEY AND INDONESIA FAVORED A DIPLOMATIC CONFERENCE.

(B) NETHERLANDS AND NEW ZEALAND FAVORED THE LEGAL COMMITTEE DUE TO COSTS AND HUMAN RESOURCE PROBLEMS IN STAFFING CONFERENCES.

(C) THE UK ARGUED IN FAVOR OF POSTPONEMENT OF THIS QUESTION UNTIL, AT LEAST, THE 31ST GA.

5. LEGAL CHARACTER OF FINAL TEXT: FRANCE, TURKEY AND CANADA QUESTIONED APPROPRIATENESS OF ELABORATING DRAFT ARTICLES AS A CONVENTION. SINCE TEXT WOULD NOT BE RETROACTIVE IT WOULD NOT BE TRULY EFFECTIVE FOR THE LARGE NUMBER OF RECENTLY EMERGED STATES, AND THUS DRAFT ARTICLES MIGHT BETTER BE FINALIZED AS A DECLARATION, A STATEMENT OF PRINCIPLES. MOST DELS WHO ADDRESSED ISSUE, HOWEVER, CLEARLY FAVORED ELABORATION OF TEXT.
MOYNIHAN

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: INTERNATIONAL LAW, MEETING AGENDA, AGREEMENTS, COMMITTEE MEETINGS
Control Number: n/a
Copy: SINGLE
Draft Date: 14 OCT 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975USUNN05011
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750356-0742
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19751057/aaaabzbu.tel
Line Count: 84
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: buchant0
Review Comment: n/a
Review Content Flags:
Review Date: 17 NOV 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <17 NOV 2003 by ThomasVJ>; APPROVED <13 JAN 2004 by buchant0>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UNGA LEGAL COMMITTEE: SUCCESSION OF STATES IN RESPECT OF TREATIES
TAGS: PFOR, UN, ILC
To: STATE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006